

Receipt

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

U.S. Nonprovisional Patent Application

10,606,273

Inventor(s): Katherine WAYMIRE

Title: Adornment and Method of Making Adornment

Filing Date: June 24, 2003

Priority: U.S. Appln. No. 60/391,286, filed June 24, 2002

Attorney Docket No. 672.001

**PETITION TO ISSUE A FILING RECEIPT AND ASSIGN A SERIAL NUMBER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22131-1450

Dear Sir:

The Applicant, now Petitioner, has not received a Filing Receipt for the above-referenced U.S. Nonprovisional Patent Application, despite having deposited it with the United States Postal Service via Express Mail service on June 24, 2003. It has been almost 11 months since the application was submitted in this matter and the Petitioner respectfully requests that a Filing Receipt be issued and a Serial Number be assigned so that the Petitioner can be sure the nonprovisional application has been properly processed, can review and revise any defects in the filing receipt, and can properly refer to the nonprovisional application in any future correspondence.

The Petitioner submitted Applicant's nonprovisional application under 37 C.F.R. § 1.10 by depositing it with the United States Postal Service in "Express Mail Post Office to Addressee" on June 24, 2003. This is evidenced by the transmittal letter of the undersigned, a true copy of which is shown at Appendix A. As can be seen, the transmittal letter bears Express Mail No. EV 313038524 US, as well as a Certification Under 37 C.F.R. § 1.10 signed by David D. Stein. A true copy of the customer copy of the Express Mail mailing label showing that the application was indeed accepted by the United States Postal Service at 9:18 pm on June 24, 2003 is attached hereto at Appendix B. A self-addressed stamped return postcard accompanied the nonprovisional application, as is evidenced by a true copy of the postcard attached at Appendix

Petition for Filing Receipt for Nonprovisional Patent Application

Katherine WAYMIRE

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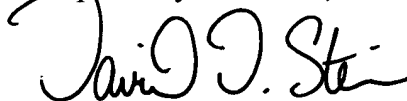
C. An additional statement by David D. Stein attesting to his personal knowledge of the deposit is attached at Appendix D. A true copy of the nonprovisional application as originally filed is attached at Appendix E.

This petition is being submitted at this time because Applicant's earlier Request For Filing Receipt for the nonprovisional patent application was unsuccessful as the U.S. Patent Office instead mailed Applicant's representative, the undersigned, a Replacement Filing Receipt for the earlier filed provisional application serial no. 60/391,286 from which the nonprovisional application claims priority. A copy of Applicant's Request For Filing Receipt, dated January 21, 2004 and a copy of the Replacement Filing Receipt, mailed April 14, 2004, are both attached hereto at Appendix F.

In light of the foregoing, Petitioner hereby requests that Applicant's nonprovisional application be given a June 24, 2003 filing date and that a serial number be assigned to the application. The Petitioner also requests that the Office of Initial Examination issue a filing receipt stating the same.

No fees are believed to be payable with this communication. Nevertheless, should the Office consider any other fees necessary in conjunction with this or any future communications, the Director is authorized to direct payment of such fees from Deposit Account No. 50-1170.

Respectfully submitted,



David D. Stein

Registration No. 40,828

Dated: May 4, 2004

BOYLE FREDRICKSON NEWHOLM STEIN & GRATZ S.C.

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PATENT TRADEMARK OFFICE



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FREDRICKSON  
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INTELLECTUAL PROPERTY LAW

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June 24, 2003

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

EV313038524US

Re: New United States Nonprovisional Patent Application  
which claims the benefit of U.S. Prov. App. No. 60/391,286, filed June 24, 2002  
Inventor(s): Katherine Waymire  
Title: *Adornment and Method of Making Adornment*  
Assignee: Talisman Designs, LLC (Reel:013448/Frame:0607 – Recorded 02/18/2002)

Dear Sir:

Enclosed is a new U.S. Patent Application that claims the benefit of U.S. Prov. App. No. 60/391,286, filed June 24, 2002, which includes a 15 page specification, 21 claims (5 independent claims) on 5 pages, a one page Abstract, and 17 drawing figures on 13 pages. A two-page executed declaration bearing the facsimile signature of Katherine Waymire is also enclosed herewith. Please charge \$459 for payment for the government patent application filing fee and two additional independent claims for a small entity to Deposit Account No. 50-1170.

Attention is drawn to the references disclosed in presently copending and commonly U.S. Des. Pat. Appln. Ser. Nos. 29/168,042 and 29/168,042. The Examiner should contact the undersigned if copies of any of these references are needed to assist in examination.

Respectfully submitted,

David D. Stein  
Reg. No. 40,828

Certification Under 37 CFR 1.10

Express Mail Label No: EV 313038524 US

Date of Deposit: June 24, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service in "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria VA 22313-1450.

David Stein



EV 313038524 US



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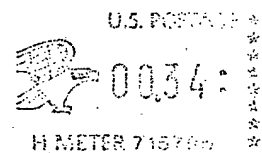
1. Transmittal Letter
2. Application, 23 Pages, 21 Claims
3. Drawings: ~~Formal~~ Informal; No. of Sheets: 14 (18 Figs)
4. Return Postcard

Inventor: Katherine Waymire  
Docket No.: 672.001

Attorney: DDS

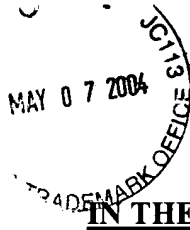
Date Sent: Jun 24, 2003

Express Mail Label No. EV31303824US



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Stein & Gratz, S.C.**  
250 Plaza, Suite 1030  
250 East Wisconsin Avenue  
Milwaukee, WI 53202-4232

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Attorney Docket No. 672.001

**STATEMENT OF DAVID D. STEIN**

I, David D. Stein, hereby aver that:

1. I am a registered patent attorney, practicing at Boyle Fredrickson Newholm Stein & Gratz, SC in Milwaukee, Wisconsin, and am the attorney of record in the above-captioned patent application;

2. I prepared the accompanying nonprovisional patent application and transmittal letter for deposit with the United States Postal Service on June 24, 2003;

3. As indicated on the Certificate of Mailing of the transmittal letter signed by me, I personally deposited the nonprovisional application and transmittal letter with the United States Postal Service as Express Mail (Express Mail Label No. EV 313038524 US) in an envelope addressed to Commissioner For Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450;

4. As indicated on the customer copy of the United States Postal Service Express Mail Label, bearing Express Mail Label No. EV 313038524 US and addressed to Mail Stop Patent Application, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, the nonprovisional application was accepted by the U.S. Postal Service at 9:18 pm on June 24, 2003.

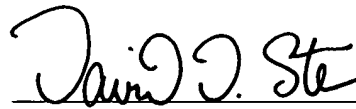
Petition for Filing Receipt for Nonprovisional Patent Application

Katherine WAYMIRE

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4. I understand that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or document or any registration resulting therefrom; and

5. I declare that all statements made herein are of my own knowledge and true.



---

David D. Stein  
Reg. No. 40, 828

Date: May 4, 2004

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